IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

WEDNESDAY, THE 24TH OCTOBER 2007 / 2ND KARTHIKA 1929

WP(C).No. 31589 of 2007(I)

PETITIONER:

ASHARAFUDEEN H.S., PUTHENVEETTIL HOUSE,
LAHAI P.O., POTTAMOOZY, PATHANAMTHITTA,
REPRESENTED BY HIS POWER OF ATTORNEY HOLDER,
NISHA BEEVI.

BY ADV. SRI.K.ABDUL JAWAD

RESPONDENTS:
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1. STATE OF KERALA,
REPRESENTED BY THE DISTRICT COLLECTOR,
PATHANAMTHITTA.

2. THE AUTHORISED OFFICER
(DIVISIONAL FOREST OFFCER),
RANNI.

BY GOVERNMENT PLEADER SRI. TEKCHAND.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N. KRISHNAN, J.

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W.P.C. NO. 31589 OF 2007

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Dated this the 24th day of October, 2007.

J U D G M E N T

This writ petition is filed seeking a direction to the 2nd respondent to release the vehicle to the petitioner and also for a direction to the District Court, Pathanamthitta to consider and pass orders on Ext.P6 application. The facts of the case would reveal that the vehicle belonging to the writ petitioner was confiscated and the writ petitioner moved an application before this Court for release of the vehicle whereby the Court directed release of the vehicle on furnishing bank guarantee for a certain amount. In the meanwhile he also filed a civil miscellaneous appeal and also an application before the District Court for release of the vehicle. Since the said application was not considered he again moved this Court and this Court directed the Court below to consider and pass orders within six weeks. Thereafter, the District Court directed release of the vehicle on execution of a bond and it is against that order a review

application has been filed by the Forest Department bringing to the notice of the Court regarding the condition imposed by this Court. That petition is pending. In the nature and circumstances of the case I direct the Court below to consider Ext.P6 application as expeditiously as possible and pass an order at the earliest within a period of one month from today.

M.N. KRISHNAN, JUDGE.

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